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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ANGELA ALLEN,

No. C 10-4492 WHA

Plaintiff,

v.

**ORDER DENYING AS
MOOT MOTION FOR
MISCELLANEOUS RELIEF**

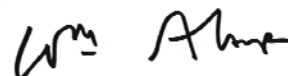
DOLLAR TREE STORES, INC., also
known as DOLLAR TREE STORES,

Defendant.

Defendant moved for miscellaneous relief, requesting clarification of two items in the order granting defendant's motion to dismiss (Dkt. No. 20). That order set forth a procedure by which plaintiff could seek leave to file an amended complaint. Pursuant to that procedure, and just before the motion for miscellaneous relief came ripe, plaintiff moved for leave to file an amended complaint. As such, the issues raised in the motion for miscellaneous relief are more properly raised in response to the new motion, if it is in fact opposed. Accordingly, defendant's motion for miscellaneous relief is **DENIED AS MOOT**.

IT IS SO ORDERED.

Dated: December 22, 2010.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE